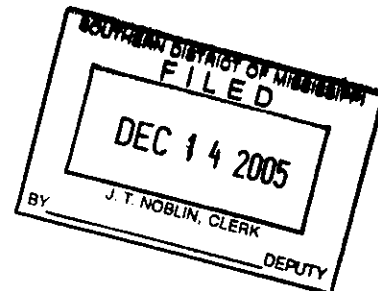


IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
WESTERN DIVISION



ROYAL INDEMNITY COMPANY as  
Subrogee of ROUSE POLYMERICS  
INTERNATIONAL INC. f/k/a ROUSE  
RUBBER INDUSTRIES, INC.

PLAINTIFFS

vs.

CIVIL ACTION NO. 5:05CV00099-DCB-JCS

ASTEC, INC., ASTEC INDUSTRIES, INC.,  
HEATEC, INC., SOIL PURIFICATION, INC.,  
BRANDON SERVICE COMPANY, INC., and  
JOHN DOES 1-14

DEFENDANTS

**AGREED JUDGMENT OF DISMISSAL WITH PREJUDICE**

THIS CAUSE came on to be heard this day on the motion *ore tenus* of plaintiffs seeking leave of Court to dismiss with prejudice their claims against Brandon Service Company, Inc. ("BSCI") pursuant to Fed. R. Civ. P. 41(a)(2). Having considered this matter, and noting that these parties have agreed to the dismissal of the claims against BSCI with prejudice, the Court finds the motion is well taken and should be GRANTED.

ACCORDINGLY, IT IS ORDERED that all claims asserted by plaintiffs or that could have been asserted by plaintiffs against defendant BSCI are hereby dismissed with prejudice, each party to bear its own costs, and defendant BSCI is hereby fully and finally dismissed from this lawsuit with prejudice.

IT IS SO ORDERED AND ADJUDGED, this the 13<sup>th</sup> day of December, 2005.

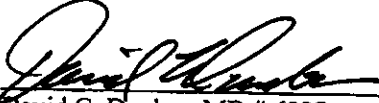
  
UNITED STATES DISTRICT COURT JUDGE

Agreed to by:



Lem E. Montgomery III, MB # 100686  
Butler, Snow, O'Mara, Stevens & Cannada, PLLC

COUNSEL FOR DEFENDANT BSCI



David C. Dunbar, MB # 6227  
Dunbar Monroe, PLLC

COUNSEL FOR PLAINTIFFS